

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA**

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PFIZER INC.,	:	CIVIL ACTION
Plaintiff,	:	
v.	:	No. 17-cv-04180
JOHNSON & JOHNSON and JANSSEN	:	
BIOTECH, INC.,	:	
Defendants.	:	

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IN RE REMICADE ANTITRUST	:	CIVIL ACTION
LITIGATION	:	
This document relates to:	:	No. 17-cv-04326 (consolidated)
Indirect Purchaser Actions	:	

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**STIPULATION AND ORDER TO PARTIALLY SUSPEND REQUIREMENTS OF  
STIPULATION AND ORDER REGARDING PRIVILEGED MATERIAL**

In light of the continuing and escalating public health crisis relating to the coronavirus (COVID-19) pandemic, the parties in the above-captioned matters stipulate and agree as follows:

WHEREAS a number of state and local governments, including in the states of New York, California, Massachusetts, New Jersey, and Tennessee—locations where many attorneys live or work—have ordered all persons to remain home and/or closed all nonessential businesses;

WHEREAS this Court’s Stipulation and Order Regarding Protocol for Privileged Material (ECF No. 75) (the “Order”) applies to documents produced during discovery in these matters;

WHEREAS ¶ 20 of the Order requires the parties to return, destroy or delete any document within ten (10) court days after receipt of notification that such document contains Privileged Information;<sup>1</sup> and

WHEREAS governmental restrictions against the operation of non-essential businesses and the reasonably held concerns of the parties make it impossible, impracticable, or unsafe to return, destroy or delete some documents containing Privileged Information in compliance with the deadlines set forth in the Order.

The parties have therefore agreed:

(1) With respect only to documents to which the parties have restricted, limited or unsafe access, the Order's requirement that parties return, destroy or delete any document containing Privileged Information within ten (10) court days is suspended until such time as the parties agree to reinstate the provisions of ¶ 20 of the Order with respect to such documents.

(2) Notwithstanding ¶ 1 of this Stipulation and Order, the parties will make all reasonable efforts to continue complying with the Order as entered on November 14, 2018.

In consideration of the above, it is ORDERED that this Court's Stipulated Order Regarding Protocol for Privileged Information, dated November 14, 2018 (ECF No. 75), is AMENDED such that its requirement, set forth in ¶ 20, that the parties return, destroy or delete any document within ten (10) court days after receipt of notification that such document contains Privileged Information is suspended as to documents to which the parties have restricted, limited or unsafe access until such time as the parties agree to reinstate the provisions of ¶ 20 of the Order with respect to such documents.

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<sup>1</sup> The Order defines Privileged Information as "produced documents, data, or information protected by the attorney-client privilege, work product doctrine, common interest privilege or any other applicable privilege or immunity."

Dated: March 27, 2020

Respectfully submitted,

/s William F. Cavanaugh

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SO ORDERED BY THE COURT:

s/ J. Curtis Joyner  
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J. Curtis Joyner, J.

3/30/2020  
\_\_\_\_\_  
Date